

BEFORE THE BOARD OF DENTAL EXAMINERS OF THE STATE OF IOWA

IN THE MATTER OF THE NOTICE OF HEARING FOR

JOHN A. FRANK, D.D.S., RESPONDENT

DES MOINES, IOWA

NOTICE OF HEARING, SETTLEMENT AGREEMENT AND FINAL ORDER

(combined)

COMES NOW the Iowa Board of Dental Examiners (the Board), and John A. Frank, D.D.S. (Respondent), on May 10th, 2007, and pursuant to Iowa Code sections 17A.10(2) and 272C.3(4), enter into the following combined Notice of Hearing, Settlement Agreement, and Final Order.

NOTICE OF HEARING

1. A hearing on this matter will not be held as the Board and Respondent have entered into the following combined Notice of Hearing, Settlement Agreement and Final Order.
2. Respondent was issued license number 6786 by the Board to engage in the practice of dentistry, subject to the laws of the state of Iowa and the rules of the Board.
3. License number 6786 is current and active until August 31, 2008.

LEGAL AUTHORITY AND JURISDICTION

4. The Board has jurisdiction in this matter pursuant to Iowa Code Chapters 153 and 272C (2007).

SECTIONS OF STATUTES AND RULES INVOLVED

COUNT I

5. The Respondent is charged under Iowa Code Section 153.34(14) (2007) with the inability to practice dentistry with reasonable skill and safety by reason of illness and/or mental or physical condition.

STATEMENT OF MATTERS ASSERTED

6. The Board received information indicating that in order for Respondent to practice dentistry with requisite competency, safety and skill, that he should be under a Board monitoring agreement.

SETTLEMENT AGREEMENT

7. Respondent has signed the contract to be monitored by the IPRC and agrees to fully comply with the terms and conditions of his IPRC contract.

FINAL ORDER

8. This combined Notice of Hearing, Settlement Agreement and Final Order constitutes the resolution of a contested case proceeding.
9. By entering into this combined Notice of Hearing, Settlement Agreement and Final Order, Respondent voluntarily waives any rights to a contested case hearing on the allegations contained in the Statement of Matters Asserted, and waives any objections to the terms of this Settlement Agreement.

10. This combined Notice of Hearing, Settlement Agreement and Final Order, is voluntarily submitted by Respondent to the Board for consideration.
11. Respondent acknowledges that he has the right to be represented by counsel in this matter.
12. This combined Notice of Hearing, Settlement Agreement, and Final Order becomes a public record available for inspection and copying upon execution of this agreement in accordance with the requirements of Iowa Code Chapters 17A, 22 and 272C.
13. Respondent understands that the Board is required by Federal law to report this Order to the National Practitioner Data Bank and Healthcare Integrity and Protection Data Bank.
14. Respondent acknowledges that no member of the Board, nor any employee, nor attorney for the Board, has coerced, intimidated, or pressured him, in any way whatsoever, to execute this Order.
15. This combined Notice of Hearing, Settlement Agreement and Final Order, is subject to approval of the Board. If the Board fails to approve this combined Notice of Hearing, Settlement Agreement and Final Order, it shall be of no force or effect to either party.

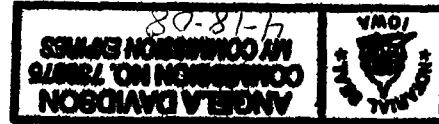
16. The Board's approval of this combined Notice of Hearing, Settlement Agreement and Final Order shall constitute a **Final Order** of the Board.

John A. Frank, D.D.S.
Respondent

Subscribed and sworn to before me on 4-20, 2007.

Angela Davidson

Notary Public, state of



This combined Notice of Hearing, Settlement Agreement and Final Order is approved by the Board on May 10th, 2007.

Deena R. Kuempel, DDS
DEENA R. KUEMPEL, D.D.S., Chairperson
Iowa Board of Dental Examiners
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